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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/623,546	12/11/2000	Stig Andersson	SG 00318	4814

7590

11/01/2002

James Ray & Associates
2640 Pitcairn Road
Monroeville, PA 15146

EXAMINER

LEE, EDMUND H

ART UNIT

PAPER NUMBER

1732

DATE MAILED: 11/01/2002

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Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/623,546

Examiner

EDMUND H LEE

Applicant(s)

ANDERSSON, STIG

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— The MAILING DATE of this communication appears on the cover sheet with the correspondence address —
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 26 August 2002.
- 2a) ☐ This action is FINAL. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 14-26 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☐ Claim(s) _____ is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☒ Claim(s) 14-26 are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____
- 4) ☐ Interview Summary (PTO-413) Paper No(s) _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other:

DETAILED ACTION

Election/Restrictions

1. This application contains claims directed to more than one species of the generic invention. These species are deemed to lack unity of invention because they are not so linked as to form a single general inventive concept under PCT Rule 13.1.

The species are as follows:

(A) As described by the process embodiment set forth on pg 3, ln 14-pg 7, ln 6; and figs 1-2.

(B) As described by the process embodiment set forth on pg 7, ln 7-pg 8, ln 15; pg 9, lns 8-11; and fig 3.

(C) As described by the process embodiment set forth on pg 8, ln 16-pg 10, ln 13; and fig 4.

Applicant is required, in reply to this action, to elect a single species to which the claims shall be restricted if no generic claim is finally held to be allowable. The reply must also identify the claims readable on the elected species, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered non-responsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims

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are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

2. The claims are deemed to correspond to the species listed above in the following manner:

Group (A): claims 14, 15, 16, 17, 20, 21, 22, and 25
Group (B): claims 18, 19, 23, and 26
Group (C): claim 24

The following claim(s) are generic: none.

It should be mentioned that claim 18 is not supported by the instant specification and, consequently, claims 19, 23, and 26 are not supported. In regard to claim 18, the instant specification does not disclose a process embodiment including a first surrounding layer of adhesive substance; a *mixture of layer of pearls and an adhesive transplant substance*; and a second surrounding layer of adhesive substance. The instant specification does disclose a process embodiment including a first layer of an adhering substance disposed on a plane sheet; a *thin single layer of pearls applied to the first layer*; and a second layer of an adhering substance disposed over the thin single layer of pearls. See pg 7, ln 7-pg 8, ln 15; pg 9, lns 8-9; fig 3.

It should be mentioned that claim 24 is not supported in the instant specification. The instant specification does not disclose a process embodiment including a plane sheet; a *mixture of layer of pearls and an adhesive transplant substance*; a second surrounding layer; and a high gloss material adjacent to the second surrounding layer. The instant specification does disclose a process embodiment including a color layer comprising a transparent dye; a first layer of an adhering substance disposed on a plane sheet; a *thin single layer of pearls applied to the first layer*; a second layer of an adhering substance disposed over the thin single layer of pearls; and a high gloss material disposed on the second layer of an adhering substance. See pg 8, ln 16-pg 9, ln 12; fig 4.

3. The species listed above do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, the species lack the same or corresponding special technical features for the following reasons: The instant specification clearly and distinctly discloses each group as a separate embodiments. Further, there is no mention in the instant specification of mixing limitations of one embodiment with another embodiment. Group (A) includes a mixture of pearls and an adhesive substance. Group (B) includes a single layer (monolayer) of pearls on a layer of adhesive substance. Group (C) includes a single layer (monolayer) of pearls on a


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layer of adhesive substance, and high gloss material layer on a second layer of adhesive substance.

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to EDMUND H LEE whose telephone number is 703.305.4019. The examiner can normally be reached on MONDAY-THURSDAY FROM 9AM-4PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, JAN H SILBAUGH can be reached on 703.308.3829. The fax phone numbers for the organization where this application or proceeding is assigned are 703.305.7718 for regular communications and 703.305.3599 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703.308.0661.


EDMUND H LEE
Examiner
Art Unit 1732
10/31/02

EHL
October 31, 2002